

Craig Miller, WSBA #73418
Ragan Powers, WSBA #11935
David Tarshes, WSBA #13658
1201 Third Avenue, Suite 2200
Seattle, WA 98101-3045
(206) 622-3150

The Honorable Lonny R. Suko

Attorneys for AmericanWest Bank
and Starbuck Bancshares, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

In re)
)
AMERICANWEST) No. 11-cv-0448-LRS
BANCORPORATION,) No. 10-bk-6097-PCW11

AMERICANWEST BANK, STARBUCK)
BANCSHARES, INC., AND SANDLER)
O'NEILL & PARTNERS, L.P.) Adv. Proceeding No.
) 11-80039-PCW

Plaintiffs

VS.

CAPPELLO CAPITAL CORP.,

Defendant.

CAPPELLO CAPITAL CORP..

Adv. Proc. No. 11-80323-PCW

Plaintiff

VS.

AMERICANWEST BANK; SANDLER,
O'NEILL & PARTNERS, L.P.; and
DOES 1-10, inclusive.

ORDER ON MOTION FOR REFERRAL TO BANKRUPTCY COURT

Defendants.

ORDER - 1

DWT 19461965v1 0093414-000003

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200
1201 Third Avenue
Seattle, WA 98101-3045
206.622.3150 main • 206.757.7700 fax

ORDER

Based on AmericanWest Bank and Starbuck Bancshares, Inc.'s Motion for
Referral to Bankruptcy Court and the stipulation of the parties,

IT IS HEREBY ORDERED that the prior reference to the Bankruptcy Court in Adversary Proceeding No. 11-80039-PCW is withdrawn.

IT IS FURTHER ORDERED that ECF No. 3 is GRANTED and that all pretrial matters in Adversary Proceeding No. 11-80039-PCW are referred to the Bankruptcy Court, with this Court to exercise jurisdiction over trial of this matter. If dispositive motions are presented in Adversary Proceeding No. 11-80039-PCW, the Bankruptcy Court shall provide a Report and Recommendation on such motions to this Court.

IT IS FURTHER ORDERED that the District Court Executive is directed to enter this Order, provide copies to counsel, and provide copies to the Clerk of the Bankruptcy Court.

DATED this 18th day of May, 2012.

s/Lonny R. Suko

Lonny R. Suko
United States District Court Judge